IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Criminal Writ Petition No. 1117 of 2004 (M/B)

Dippi S/o Dayal Singh,
R/o Village Gidhaur, P.S. Nanakmatta,
District Udham Singh Nagar & others…… Petitioners

Versus

State of Uttaranchal & others. …… Respondents

Mr. S.C. Bhatt, learned counsel appearing for the petitioners.
Mr. D.K. Sharma, learned Government Advocate for the State.

Coram: Hon. V.S. Sirpurkar, C.J.
Hon. Rajesh Tandon, J.

(Per Hon'ble the Chief Justice)

1. Heard Mr. S.C. Bhatt, learned counsel for the petitioners and Mr. D.K. Sharma, learned Government Advocate, who accepted the notice on behalf of respondents No. 1 & 2.

2. The allegation in the First Information Report is that the accused persons fired on the Police squad and the Excise squad with an idea to intimidate them and probably, the accused persons wanted to run away from the spot. In that view, there is a clear ingredient of the offence under Section 307 I.P.C. in the First Information Report.

3. In that view, we are not in a position to entertain this writ petition. The writ petition is accordingly dismissed.

(Rajesh Tandon, J.) **(V.S. Sirpurkar, C.J.)**
16.11.2004 **16.11.2004**

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